

Haklar, James

From: Haklar, James
Sent: Friday, September 20, 2013 3:04 PM
To: 'Napolitano Philip'
Subject: RE: Ballast Panel Update

Thanks!

From: Napolitano Philip [mailto:PNapolitano2@schools.nyc.gov]
Sent: Friday, September 20, 2013 11:46 AM
To: 'Greene, Daniel (Law)'; Haklar, James; Gorman, John; Hazen, Robert
Cc: Holden Ross; Shea John; McCamphill, Amy (Law)
Subject: RE: Ballast Panel Update

Good morning Jim/John,

I wanted to update you on the following two schools:

M030 – We removed 4 leaking ballasts from the panel outside room 217 and 10 leaking ballasts from the panel outside room 213 last night.

X126 – Previously identified as having intact ballast with stains. We have since learned that there may be leaking PCB ballasts in the cabinet outside rm 204. We will re-inspect and remove any leaking pcb ballasts tonight. I will provide you with the number of ballasts removed on Monday.

Regards,
Phil

From: Greene, Daniel (Law) [mailto:dgreene@law.nyc.gov]
Sent: Thursday, September 19, 2013 1:40 PM
To: 'Haklar, James'; Gorman, John; Hazen.Robert@epamail.epa.gov
Cc: Holden Ross; Shea John; Napolitano Philip; McCamphill, Amy (Law)
Subject: Ballast Panel Update

Jim/John:

I am providing you with an update on the ongoing work to address the ballast panels /cabinets . As work progresses, we will provide you with further updates. Please let us know if you have any questions or would like to set up a call to discuss the work. Also, please note that these are electrical panels, inaccessible to students. In addition, please note that the majority of the work will require implementation of asbestos protocols.

DSF Schools

In general, with the exception of the active PCB ballast leaks identified in 30M (discussed below), cleanup and removal will begin the weekend of 9/28 and will continue over the course of subsequent weekends until the work is completed. The cleanup activities will be performed by Triumvirate, in conjunction with electrical and asbestos abatement contractors. If historic staining is cleaned, wipe samples will be performed following the cleanup (this will be the case for the SCA schools as well). DSF will prioritize its schools in the following order - (i) school with identified active leaks; (ii) schools with historic staining; (iii) schools with intact PCB ballasts.

370K: Triumvirate inspected and found non-PCB ballasts and no evidence of historic staining.

160X: Triumvirate inspected and found one panel with intact PCB ballasts. The PCB ballasts will be removed. There is a second panel that will be inspected tomorrow by Triumvirate.

455X: The school has three panels. One panel has evidence of minor historic staining, and the panels contain a mix of intact PCB and non-PCB ballasts. DSF conducted the initial inspection and Triumvirate is conducting another inspection tomorrow. DSF plans to remove the PCB ballasts and address the minor historic staining.

126X: The school has four panels, all of which contained PCB ballasts. Three of the four panels have evidence of historic staining, but no active leaks. DSF will remove the PCB ballasts and clean the three stained panels.

47X: The panel reported by school staff could not be located and we continue to investigate it to determine if the school does in fact contain a ballast panel.

30M: The school was inspected by Triumvirate. The panel located in the hallway near 213 contained leaking PCB ballast. A panel located in the hallway near

217 contained leaking PCB ballast. A panel in the hallway near 256 contained intact pcb ballast and showed signs of minor historic stains. The panel near 258 contained non-PCB ballasts and, no stains. The panel near 315 intact PCB ballast, and no stains. DSF will have the leaking ballasts identified in the two panels removed tonight. The remainder of the work will commence the weekend of 9/28.

430Q: Two panels were inspected. Both are non-PCB with no stains.

17Q: The panel contained intact PCB ballasts but no visible stains. The PCB ballasts will be removed.

174Q: The panel contained non-PCB ballasts and no evidence of historic stains,

32R: We originally reported that this school contained four panels, however, it has been determined that that there are only three panels. All three panels were addressed by DSF during the summer.

25Q: The panel contained non-PCB ballasts and no evidence of historic stains

81K - Panels will be inspected and addressed in October 2013 by DCAS as part of the building wide lighting replacement.

SCA Schools

K303, K328, and K332: TRC completed the inspections on Saturday. The PCB ballasts had been totally removed from the remote panels in K328 and K332 as part of

the fixture replacement projects and were empty. In 303K, the remote panel contained only non-PCB ballasts. TRC found evidence of historic staining in the remote panels in these buildings and took wipe samples. We expect the sample results by later this week or early next week and, based on the results, will conduct further work as required depending on the laboratory findings..

K834: The panel and ballasts were removed during lighting replacement project over this past summer.

Again, please let us know if you have any questions or would like to convene a call.

Daniel Greene
Senior Counsel
New York City Law Department
Environmental Law Division
New York, NY 10007
(212)356-2318

Haklar, James

From: Haklar, James
Sent: Thursday, September 26, 2013 10:29 AM
To: 'Napolitano Philip'
Subject: My Contact Information

Phil – Please give the contractor my cell #: 732-710-1378. And please let him know that I will be giving him one or two forms to give to you. I will also be taking pictures (we've never seen these cabinets) so he should not be surprised.

Jim

Haklar, James

From: Haklar, James
Sent: Saturday, September 28, 2013 12:42 PM
To: 'Napolitano Philip'
Cc: Gorman, John
Subject: PS 30M Inspection
Attachments: PS30M Notice of Inspection.PDF; PS30M Receipt for Samples and Documents.PDF

Phil,

Attached are the inspection forms we previously discussed (consider them issued). Also, I have a few questions regarding the work I saw this morning at the school. Triumvirate said another contractor was going to perform confirmatory wipe sampling of the ballast cabinets later today. Who is that contractor and what is the decontamination level they are using (is it 10 ug/100 cm2)? Also, is the electrical work expected to be completed in time for Monday?

Please note that Dan and his crew acted very professional in my presence and were extremely helpful. However, I noticed that there was a drum with at least one old (apparently leaking) ballast inside, yet the drum did not have the regulatory PCB Mark on it.

As soon as I complete my inspection report I will send you a copy.

Have a good weekend.

Jim



United States Environmental Protection Agency
Washington, D.C. 20460
Toxic Substances Control Act
NOTICE OF INSPECTION

Form Approved
OMB No. 2070-0007
Approval Expires 10-31-92

The public reporting burden for this collection of information is estimated to average 5 minutes per response. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information to the Chief, Information Policy Branch (PM-223), US Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, marked ATTENTION: Desk Officer for EPA.

1. Investigation Identification			2. Time	3. Firm Name
Date 9-28-13	Inspector No. F16426	Daily Seq. No. 1	0900	P.S. 030 HERNANDEZ/HUGHES
4. Inspector Address U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION II PESTICIDES & TOXIC SUBSTANCES BRANCH MS-105 2850 WOODBRIDGE AVE. - BLDG 10 EDISON, NEW JERSEY 08837-3679				5. Firm Address 144176 EAST 128 STREET MANHATTAN, NY 10035

REASON FOR INSPECTION

Under the authority of Section 11 of the Toxic Substances Control Act:

☒ For the purpose of inspecting (including taking samples, photographs, statements, and other inspection activities) an establishment, facility, or other premises in which chemical substances or mixtures or articles containing same are manufactured, processed or stored, or held before or after their distribution in commerce (including records, files, papers, processes, controls, and facilities) and any conveyance being used to transport chemical substances, mixtures, or articles containing same in connection with their distribution in commerce (including records, files, papers, processes, controls, and facilities) bearing on whether the requirements of the Act applicable to the chemical substances, mixtures, or articles within or associated with such premises or conveyance have been complied with.

☐ In addition, this inspection extends to (Check appropriate blocks):

☐ A. Financial data

☐ D. Personnel data

☐ B. Sales data

☐ E. Research data

☐ C. Pricing data

The nature and extent of inspection of such data specified in A through E above is as follows:

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature 		Recipient Signature 	
Name JAMES S. HAKLAR		Name PHILIP NAPOLITANO	
Title EMT, EMGR	Date Signed 9-28-13	Title DEPT. DIR. OF FACILITIES	Date Signed



United States Environmental Protection Agency
Washington, D.C. 20460
Toxic Substances Control Act
RECEIPT FOR SAMPLES AND DOCUMENTS

Form Approved
OMB No. 2070-0007
Approval Expires 10-31-02

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3. Inspector Address US. EPA REGION 2 2890 WOODBRIDGE AVE. EDISON, NJ 08837-3674			4. Firm Address 144-176 EAST 126 STREET MANHATTAN, NY 10035

The documents and samples of chemical substances and/or mixtures described below were collected in connection with the administration and enforcement of the Toxic Substances Control Act.

Receipt of the document(s) and/or sample(s) described is hereby acknowledged:

No.	Description
1-14	PHOTOS ASSOCIATED WITH BALLAST CABINETS AND THEIR DECONTAMINATION

Optional:

Duplicate or split samples: Requested and Provided ☐ Not Requested ☐

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature 		Recipient Signature EMERSON ON 9/28/13 TO J	
Name JAMES S. HAKLAR		Name PHILIP NAPOLITANO	
Title EMT, EMER	Date Signed 9-28-13	Title DEPT DIR. OFFICIALS	Date Signed

Haklar, James

From: Haklar, James
Sent: Friday, October 18, 2013 5:45 PM
To: 'Napolitano Philip'
Subject: P.S. 030M Inspection Report
Attachments: P.S. 030M Inspection Photos.pdf; PS 030M Inspection Report.PDF

Phil – Please see attached. I've also included a PDF of the photos (in color).

Jim

Haklar, James

From: Haklar, James
Sent: Friday, November 01, 2013 2:59 PM
To: 'Napolitano Philip'
Subject: Ballast Cabinet Spreadsheet
Attachments: Ballast Cabinet Remediation.xlsx

Phil,

Attached is the spreadsheet I mentioned earlier today. I have included the information that you and Dan Green provided to us. Please check to make sure this information is accurate. Please note that I have shaded completed projects in blue.

There is some information that I am missing (identified on the spreadsheet as "unknown"). If you have the information please add it to the spreadsheet.

Thanks.

Jim

James S. Haklar, Ph.D.
Sr. PCB Disposal Specialist
Division of Enforcement and Compliance Assistance

(732) 906-6817

sheet

Haklar, James

From: Haklar, James
Sent: Tuesday, November 05, 2013 2:22 PM
To: 'Napolitano Philip'
Subject: RE: Ballast Cabinet Spreadsheet

Phil – Thanks for the review. So from your comments is it accurate to say that 47X, 455X , and 160X are completed?

From: Napolitano Philip [<mailto:PNapolitano2@schools.nyc.gov>]
Sent: Tuesday, November 05, 2013 2:13 PM
To: Haklar, James
Subject: RE: Ballast Cabinet Spreadsheet

Jim,

I did the best I could. My comments are in green. You will have to go to the SCA for the schools they inspected.

Let me know if you have any questions

Regards,
Phil

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James S. Haklar, Ph.D.
Sr. PCB Disposal Specialist
Division of Enforcement and Compliance Assistance

(732) 906-6817

Haklar, James

From: Haklar, James
Sent: Tuesday, November 05, 2013 2:30 PM
To: 'Napolitano Philip'
Subject: RE: Ballast Cabinet Spreadsheet

O.K. thanks.

From: Napolitano Philip [<mailto:PNapolitano2@schools.nyc.gov>]
Sent: Tuesday, November 05, 2013 2:25 PM
To: Haklar, James
Subject: RE: Ballast Cabinet Spreadsheet

X455 and X160 are completed.

X047 had no ballast cabinets, thus no work performed. It was incorrectly reported from the beginning. I think it should come off the list all together.

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Sr. PCB Disposal Specialist
Division of Enforcement and Compliance Assistance

(732) 906-6817

Haklar, James

From: Haklar, James
Sent: Tuesday, November 05, 2013 2:36 PM
To: 'Napolitano Philip'
Subject: Just one more question.

So at 455X there was no staining at all in the three cabinets, correct?

From: Napolitano Philip [<mailto:PNapolitano2@schools.nyc.gov>]
Sent: Tuesday, November 05, 2013 2:25 PM
To: Haklar, James
Subject: RE: Ballast Cabinet Spreadsheet

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James S. Haklar, Ph.D.

Sr. PCB Disposal Specialist

Division of Enforcement and Compliance Assistance

(732) 906-6817

Haklar, James

From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Monday, September 23, 2013 8:47 AM
To: 'Greene, Daniel (Law)'; Haklar, James; Gorman, John; Hazen, Robert
Cc: Holden Ross; Shea John; 'McCamphill, Amy (Law)'
Subject: RE: Ballast Panel Update

As a follow up to my previous email, we removed 5 leaking ballasts from the cabinet outside room 204 on Friday evening.

From: Napolitano Philip
Sent: Friday, September 20, 2013 11:46 AM
To: 'Greene, Daniel (Law)'; 'Haklar, James'; Gorman, John; Hazen.Robert@epamail.epa.gov
Cc: Holden Ross; Shea John; McCamphill, Amy (Law)
Subject: RE: Ballast Panel Update

Good morning Jim/John,

I wanted to update you on the following two schools:

M030 –We removed 4 leaking ballasts from the panel outside room 217 and 10 leaking ballasts from the panel outside room 213 last night.

X126 – Previously identified as having intact ballast with stains. We have since learned that there may be leaking PCB ballasts in the cabinet outside rm 204. We will re-inspect and remove any leaking pcb ballasts tonight. I will provide you with the number of ballasts removed on Monday.

Regards,
Phil

From: Greene, Daniel (Law) [mailto:dgreene@law.nyc.gov]
Sent: Thursday, September 19, 2013 1:40 PM
To: 'Haklar, James'; Gorman, John; Hazen.Robert@epamail.epa.gov
Cc: Holden Ross; Shea John; Napolitano Philip; McCamphill, Amy (Law)
Subject: Ballast Panel Update

Jim/John:

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DSF Schools

In general, with the exception of the active PCB ballast leaks identified in 30M (discussed below), cleanup and removal will begin the weekend of 9/28 and will continue over the course of subsequent weekends until the work is completed. The cleanup activities will be performed by Triumvirate, in conjunction with electrical and asbestos abatement contractors. If historic staining is cleaned, wipe samples will be performed following the cleanup (this will be the case for the SCA schools as well). DSF will prioritize its schools in the following order - (i) school with identified active leaks; (ii) schools with historic staining; (iii) schools with intact PCB ballasts.

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30M: The school was inspected by Triumvirate. The panel located in the hallway near 213 contained leaking PCB ballast. A panel located in the hallway near 217 contained leaking PCB ballast. A panel in the hallway near 256 contained intact pcb ballast and showed signs of minor historic stains. The panel near 258 contained non-PCB ballasts and, no stains. The panel near 315 intact PCB ballast, and no stains. DSF will have the leaking ballasts identified in the two panels removed tonight. The remainder of the work will commence the weekend of 9/28.

430Q: Two panels were inspected. Both are non-PCB with no stains.

17Q: The panel contained intact PCB ballasts but no visible stains. The PCB ballasts will be removed.

174Q: The panel contained non-PCB ballasts and no evidence of historic stains,

32R: We originally reported that this school contained four panels, however, it has been determined that that there are only three panels. All three panels were addressed by DSF during the summer.

25Q: The panel contained non-PCB ballasts and no evidence of historic stains

81K - Panels will be inspected and addressed in October 2013 by DCAS as part of the building wide lighting replacement.

SCA Schools

K303, K328, and K332: TRC completed the inspections on Saturday. The PCB ballasts had been totally removed from the remote panels in K328 and K332 as part of the fixture replacement projects and were empty. In 303K, the remote panel contained only non-PCB ballasts. TRC found evidence of historic staining in the remote panels in these buildings and took wipe samples. We expect the sample results by later this week or early next week and, based on the results, will conduct further work as required depending on the laboratory findings..

K834: The panel and ballasts were removed during lighting replacement project over this past summer.

Again, please let us know if you have any questions or would like to convene a call.

Daniel Greene
Senior Counsel
New York City Law Department
Environmental Law Division
New York, NY 10007
(212)356-2318

Haklar, James

From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Thursday, September 26, 2013 10:56 AM
To: 'dambrico@triumvirate.com'
Cc: Haklar, James
Subject: Fw: My Contact Information

By way of email I introduce the 2 of you.

Jim,

Dan works for our environmental contractor Triumvirate Environmental. He will accompany you during your inspection on Saturday at 9am.

His cell # is 5163153877

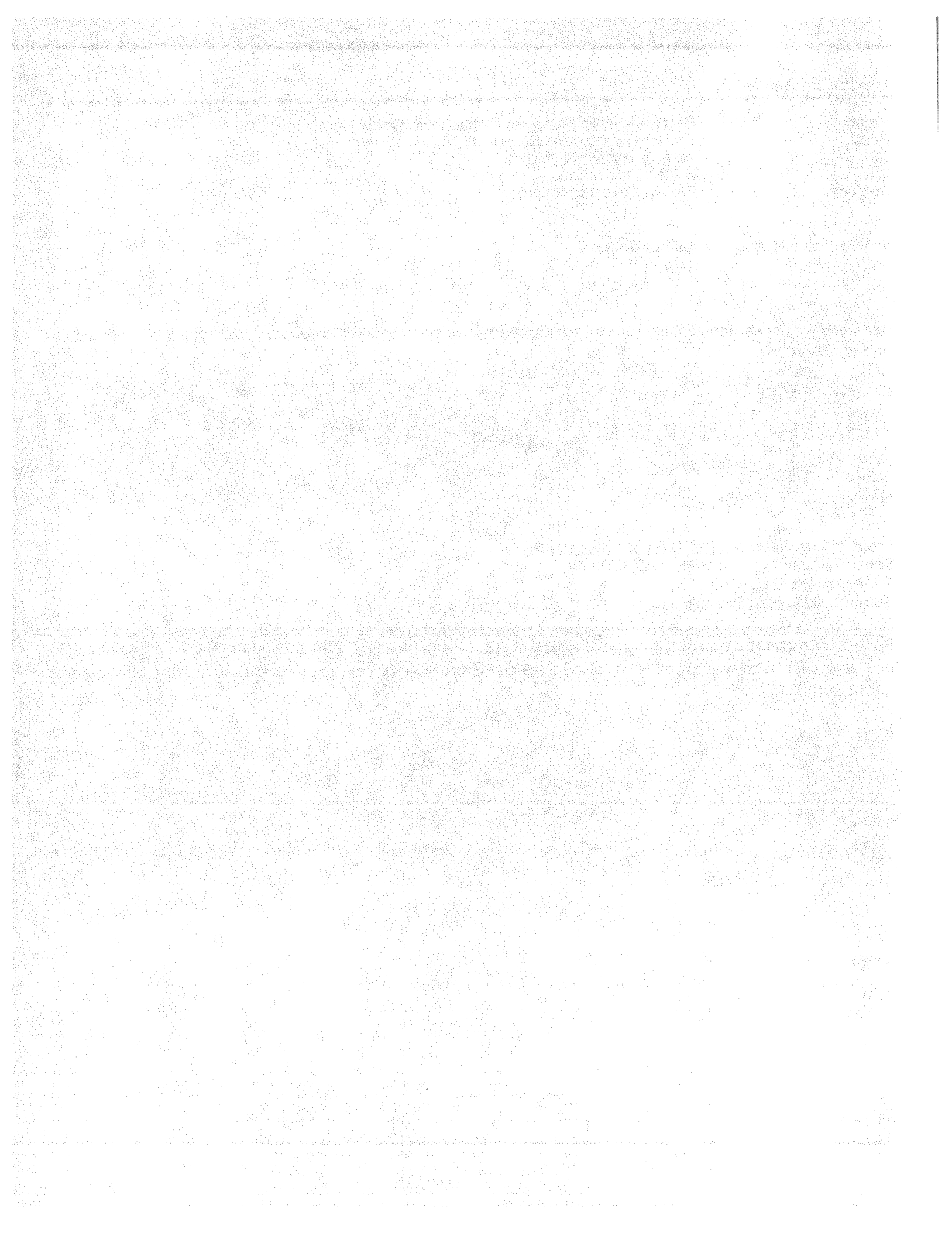
If either of you have questions on Saturday, I can be reached at 347 583 8940.

Thanks
Phil

From: Haklar, James [mailto:Haklar.James@epa.gov]
Sent: Thursday, September 26, 2013 10:28 AM
To: Napolitano Philip
Subject: My Contact Information

Phil – Please give the contractor my cell #: 732-710-1378. And please let him know that I will be giving him one or two forms to give to you. I will also be taking pictures (we've never seen these cabinets) so he should not be surprised.

Jim



Haklar, James

From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Monday, September 30, 2013 9:22 AM
To: Haklar, James
Cc: Gorman, John
Subject: RE: PS 30M Inspection

Thanks Jim. Documents have been received.

Our environmental consultant (ATC Consultants) took a total of 10 wipe samples from the ballast cabinets (2 per cabinet) on Saturday afternoon. All 10 sample results are below the detection limit thus below the federal action level of 10 ug/cm². All outstanding electrical work was completed over the weekend.

Any questions let me know

Phil

From: Haklar, James [mailto:Haklar.James@epa.gov]
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To: Napolitano Philip
Cc: Gorman, John
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Jim

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From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Tuesday, October 08, 2013 9:10 AM
To: 'Greene, Daniel (Law)'; Haklar, James; Gorman, John; Hazen, Robert
Cc: Holden Ross; Shea John; 'McCamphill, Amy (Law)'
Subject: RE: Ballast Panel Update

Good morning Jim/John,

I wanted to update you on the following two schools:

X126 – On 9/20/13 we removed 5 leaking PCB ballasts from the ballast panel outside room 204. The weekend of 10/4/13 we returned to the school and removed the remaining 56 intact PCB ballasts and 10 NON PCB ballasts. The panels had some staining which was cleaned by our environmental contractor. Our environmental consultant took 2 wipe samples after the cleaning from each of the 4 panels. All 8 sample results are below federal guidelines.

K084 –Our environmental contractor inspected 1 ballast panel in room 249 and 1 ballast panel in room 255. Both panels contain 36 intact PCB ballasts with no leaks or staining observed.

Regards,
Phil

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Again, please let us know if you have any questions or would like to convene a call.

Daniel Greene
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Environmental Law Division
New York, NY 10007
(212)356-2318

Haklar, James

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Sent: Tuesday, October 15, 2013 11:28 AM
To: 'Greene, Daniel (Law)'; Haklar, James; Gorman, John; Hazen, Robert
Cc: Holden Ross; Shea John; 'McCamphill, Amy (Law)'
Subject: RE: Ballast Panel Update

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To: Haklar, James; Gorman, John
Subject: RE: Ballast Panel Update

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Sent: Monday, October 28, 2013 10:55 AM
To: Haklar, James; Gorman, John; Hazen, Robert
Cc: Holden Ross; Shea John; McCamphill, Amy (Law) (amccamph@law.nyc.gov); Daniel Greene (dgreene@law.nyc.gov)
Subject: RE: Ballast Panel Update

Over the weekend of 10/25/13, DSF completed 2 schools:

X455 - We removed 10 intact PCB ballasts from 2 cabinets inside of room 103A.

X160 - We removed 12 intact PCB ballasts from 1 cabinet inside of room 330.

There was no historic staining present in the 3 cabinets, therefore no wipe samples were taken.

K081 - DCAS project has been delayed by a few weeks. Project should be starting in the 3rd week of November. I will update you once panels have been inspected.

Regards,
Phil

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Haklar, James

From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Tuesday, November 05, 2013 2:13 PM
To: Haklar, James
Subject: RE: Ballast Cabinet Spreadsheet
Attachments: Ballast Cabinet Remediation PN 11-5.xlsx

Jim,

I did the best I could. My comments are in **green**. You will have to go to the SCA for the schools they inspected.

Let me know if you have any questions

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To: Napolitano Philip
Subject: Ballast Cabinet Spreadsheet

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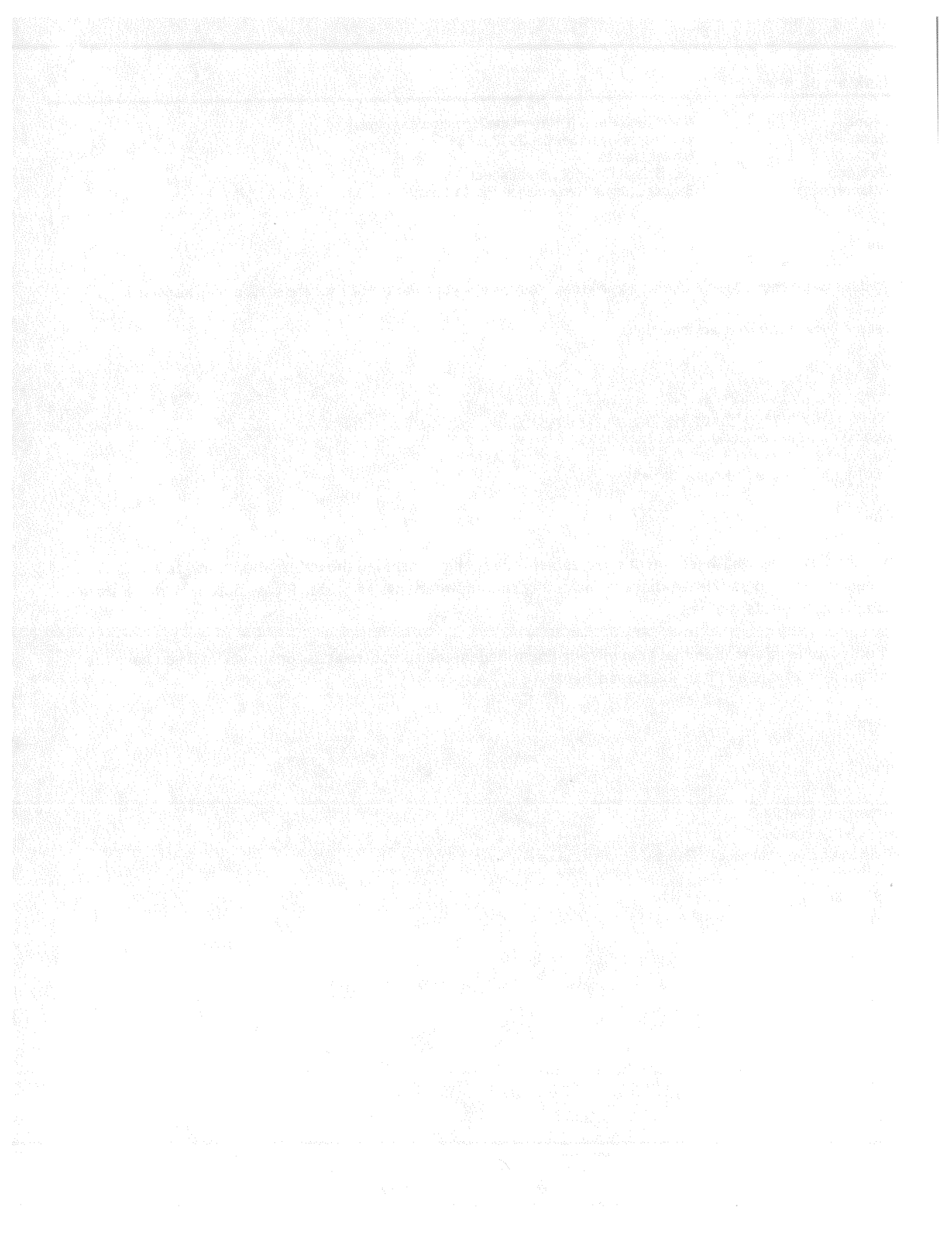
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James S. Haklar, Ph.D.
Sr. PCB Disposal Specialist
Division of Enforcement and Compliance Assistance

(732) 906-6817



Haklar, James

From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Tuesday, November 05, 2013 2:25 PM
To: Haklar, James
Subject: RE: Ballast Cabinet Spreadsheet

X455 and X160 are completed.

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From: Napolitano Philip [PNapolitano2@schools.nyc.gov]
Sent: Tuesday, November 05, 2013 2:37 PM
To: Haklar, James
Subject: RE: Just one more question.

Correct.

From: Haklar, James [mailto:Haklar.James@epa.gov]
Sent: Tuesday, November 05, 2013 2:36 PM
To: Napolitano Philip
Subject: Just one more question.

So at 455X there was no staining at all in the three cabinets, correct?

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Sent: Monday, November 18, 2013 11:01 AM
To: Haklar, James; Lempert Alex; O'CONNELL, JR, JOHN; Holden Ross
Subject: RE: PS 40M

Thanks for the heads up Jim.

From: Haklar, James [mailto:Haklar.James@epa.gov]
Sent: Monday, November 18, 2013 10:25 AM
To: Lempert Alex; O'CONNELL, JR, JOHN; Holden Ross; Napolitano Philip
Subject: PS 40M

FYI - I received a call today from a concerned (and anonymous) parent at PS 40 M, regarding PCBs in the light fixtures in the school. The parent asked why certain schools had their air tested while others didn't. I explained that the schools that had their air tested were part of the Pilot Study. The parent indicated that the issue of PCBs at the school may be raised at the next PTA meeting (which may be held this week).

